IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 9TH OCTOBER 2007 / 17TH ASWINA 1929

Con.Case(C).No. 1431 of 2007(S)

AGAINST THE JUDGEMENT/ORDER IN WPC.11755/2007 Dated 04/07/2007

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PETITIONER IN THE WPC

V.P.PAUL, S/O. PORINJU, AGED 80 YEARS,
MANAGER,L.P.SCHOOL, MANALI, THRISSUR
RESIDING AT VAZHAPPILLY HOUSE,
CHIRANELLOOR P.O. THRISSUR DISTRICT.

BY ADV. SRI.KRB.KAIMAL (SR.)
SRI.B.UNNIKRISHNA KAIMAL
SRI.PRAMJI PAUL VAZHAPPILLY

RESPONDENTS: RESPONDENT IN THE WPC

SHRI. JAMES VARGHESE,S/O. ABRAHAM
ELIMULLI VARGHESE, AGED ABOUT 57 YEARS,
RESIDING AT THIRUVANANTHAPURAM, SECRETARY TO
GOVERNMENT, GENERAL EDUCATION DEPARTMENT
SECRETARIAT, THIRUVANANTHAPURAM.

BY SR.GOVT.PLEADER SRI.BENNY GERVACIS.

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 09/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

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Con.Case (C) No. 1431 of 2007

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Dated this the 9th day of October, 2007.

J U D G M E N T

Having heard learned Senior Counsel for the petitioner and Sri.Benny Gervacis, learned Senior Government Pleader, I am not inclined to entertain this petition filed under the Contempt of Courts Act. True, there may be force in the contention raised by the learned Senior counsel that the order passed by the Government, a copy of which is on record as Annexure A8, is far from satisfactory and that it borders on contempt, if a strict view is taken. But nevertheless, I am of the view that the remedy of the petitioner lies elsewhere. It will be open to the petitioner to challenge Annexure A8 order, if so advised, in accordance with law.

With that liberty reserved in favour of the petitioner, this Contempt of Court Case is closed. I hasten to add that I have not considered the merit of any of the contentions raised by the petitioner.

A.K. Basheer
Judge.

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